

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

Master File No. 2:16-cv-02279-RFB-EJY

## In Re Spectrum Pharmaceuticals, Inc. Securities Litigation

## This Document Relates To: All Actions

**[PROPOSED] ORDER GRANTING LEAD PLAINTIFFS' MOTION FOR  
DISTRIBUTION OF CLASS ACTION SETTLEMENT FUNDS**

**IT IS HEREBY ORDERED THAT:**

1. Lead Plaintiffs' Motion for Distribution of Class Action Settlement Funds is GRANTED.

2. The funds that are currently in the Net Settlement Fund<sup>1</sup> (less any necessary amounts to be withheld for payment of potential tax liabilities and related fees and expenses) shall be distributed on a *pro rata* basis to the Authorized Claimants, identified in Exhibits B-1 and B-2 to the Declaration of Josephine Bravata Concerning the Results of the Claims Administration Process (“Bravata Declaration”). The funds shall be distributed pursuant to the Stipulation and the Plan of Allocation of the Net Settlement Fund set forth in the Notice of Pendency and Proposed Settlement of Class Action.

3. Any person asserting claims filed after July 8, 2020 or any responses to rejected claims after December 15, 2020, the dates used to finalize the administration by Strategic Claims

<sup>1</sup> Unless otherwise defined, capitalized terms herein have the same meanings attributed to them in the Stipulation and Agreement of Settlement (“Stipulation”) filed with the Court on December 27, 2019. (Dkt. No. 145-1).

1 Services (“SCS”), the Court-appointed Claims Administrator, are finally and forever barred from  
2 asserting such claims.

3       4. The Court finds that the administration of the Settlement and proposed distribution  
4 of the Net Settlement Fund comply with the terms of the Stipulation and the Plan of Allocation,  
5 and that all persons involved in the review, verification, calculation, tabulation, or any other aspect  
6 of the processing of the claims submitted herein, or otherwise involved in the administration or  
7 taxation of the Settlement Fund or the Net Settlement Fund (including, but not limited to Lead  
8 Counsel and SCS) are released and discharged from any and all claims arising out of such  
9 involvement, and all Class Members are barred from making any further claims against the Net  
10 Settlement Fund or the Released Parties beyond the amount allocated to them pursuant to this  
11 Order.

12       5. The checks for distribution to Authorized Claimants shall bear the notation “CASH  
13 PROMPTLY, VOID AND SUBJECT TO RE-DISTRIBUTION 180 DAYS AFTER ISSUE  
14 DATE.” Lead Counsel and SCS are authorized to locate and/or contact any Authorized Claimant  
15 who has not cashed his, her, or its check within said time.

16       6. Pursuant to Section ¶67 of the Stipulation, “If there is any balance remaining in the  
17 Net Settlement Fund (whether by reason of tax refunds, uncashed checks or otherwise) after at  
18 least six (6) months from the date of initial distribution of the Net Settlement Fund, Lead Counsel  
19 shall, if feasible and economical, redistribute such balance among Authorized Claimants who have  
20 cashed their checks in an equitable and economic fashion. Any balance that still remains in the  
21 Net Settlement Fund after re-distribution(s), which is not feasible or economical to reallocate, after  
22 payment of Notice and Administration Expenses, Taxes, and attorneys’ fees and expenses, shall  
23 be contributed to non- sectarian, not-for profit charitable organization(s) serving the public  
24 interest, designated by Lead Plaintiffs and approved by the Court.” Lead Plaintiffs’ designation of  
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1 the Southern Nevada Senior Law Program and the Legal Aid Center of Southern Nevada each to  
2 receive half of the balance, if any, is approved.

3       7. SCS is hereby ordered to discard paper or hard copies of Proofs of Claims and  
4 supporting documents not less than one (1) year after all distributions of the Net Settlement Fund  
5 to the eligible claimants, and electronic copies of the same not less than three (3) years after all  
6 distributions of the Net Settlement Fund to the eligible claimants.

7       8. This Court retains jurisdiction over any further application or matter which may  
8 arise in connection with this action.  
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11 Dated: February 8, 2021

  
12 HON. RICHARD F. BOULWARE, II  
13 UNITED STATES DISTRICT JUDGE  
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